

GOVERNMENT OF ANDHRA PRADESH
A B S R A C T

Social Welfare Department – Land Acquisition for House Sites – Krishna District – Vallurupalem H/o North Valluru Village, Thotlavallur Mandal - Land Acquired for provision of house sites to the daliths – Sanction of Rs.91,624/- towards balance decretal charges in AS No.2706/2001 in O.P No.16/85 – Orders - Issued.

SOCIAL WELFARE (LA.1) DEPARTMENT

G.O Rt.No. 437

Dated: 24.06.2013
Read the following

1. From the Dist Collector, Krishna Lr.No.G4/2763/2012, dated 01.10.2012.
2. From the CSW, A.P., Hyderabad Lr.No. LA3/8659/2012, dated 20.10.2012.
3. From the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad Ref No : S2/933/2012,Dt.25.02.2013

ORDER:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the LAO/Tahsildar, Vijayawada has acquired land admeasuring Ac. 1.05 Cts in Sy. No 340/2, situated at Vallurupalem H/o. North Valluru Village, Thotlavallur Mandal of Krishna District, passed Award No 1/84, Dated 09.03.1984 for provision of house sites to Daliths. The LAO has fixed the land value @ Rs. 11,700/- per acre. Aggrieved by the fixation of market value, the Claimants have filed O.P.No. 16/1985 U/s. 18 of LA Act before the Hon'ble Court of the Principal Sr. Civil Judge, Vijayawada and the Lower Court has issued orders dt 27.06.2000 in the said OP as follows :

1. That the market value be and hereby is fixed at Rs. 12,000/- per acre in respect of the land acquired by the land acquisition officer under Award. No : 1/84 dt 09.03.84 of North Valluru Village.
2. That the claimant in this OP. No : 16/85 be and hereby is entitled to receive compensation of Rs. 12,600/- for an extent of Ac. 1.05 in RS. No : 340/2 situated in North Valluru Village.
3. It is further ordered and decreed that the Claimant be and hereby is entitled to Addl. Market Value at 12% p.a. on the market value of the land from the date of 4(1) notification dt 06.06.1983 till date of Award or taking possession whichever is earlier.
4. That the claimant be and hereby further entitled to Solatium at the rate of 30% on Market Value.
5. That the claimant be and hereby further entitled to interest at the rate of 9% p.a. for a period of one year from the date of taking possession of Award whichever is earlier and thereafter at 15% p.a. on the excess amount that is the amount which was increased by this Court, as per the amended Act 68/1984 of LA. Act and that whatever the amount has already been paid either towards the market value or Solatium of interest will be deducted from out of this amount.
6. That the claimant be and hereby is not entitled to claim any interest on Solatium an Addl. Market Value of the land.
7. That the claimant be and hereby is not entitled for proportionate costs.
8. That the claimant be and hereby is directed to pay the expenses incurred towards process of Rs. 18/-
9. That the Advocate is fixed at Rs. 500/-

The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has further stated that aggrieved by the orders of the Lower Court, the Claimants filed A.S.No. 2706 of 2001 before the Hon'ble High Court of AP, Hyderabad and the Hon'ble High Court issued orders dated 23.04.2007 in the said A.S has enhanced the compensation to Rs. 25,000/-per acre. The Claimants are also entitled to 12% p.a. additional market value of the enhanced compensation 30% Solatium on the enhanced compensation and interest 9% p.a. from the date of issuance of notification to the date of taking possession for a period of one year and thereafter @ 15% p.a. till the date of realization". Government Pleader for Appeals, High Court of AP, Hyderabad in his Lr. No AS. No : 2706/2001/MMR/2012 Dated 04.09.2012 advised to comply with the High Court orders. The District Collector, Krishna has submitted proposals to the Commissioner of Social Welfare, A.P., Hyderabad for sanction of Rs.91,691/- towards payment of balance decretal charges in A.S No.2706/2001 in O.P No.16/85, for the lands acquired to an extent of Ac. 1.05 cts in RS. No 340/2 , situated at Vallurupalem H/o. North Valluru Village, Thotlavallur Mandal of Krishna District for providing house sites to Daliths.

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2. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad, after verification and scrutiny of the proposals/calculation sheet submitted by the District Collector, Krishna/Commissioner of Social Welfare, A.P., Hyderabad has sent comparative calculation sheet for an amount of Rs. 91,624/- (Rupees ninety one thousand six hundred and twenty four only) towards payment of balance decretal charges in A.S No.2706/2001 in O.P No.16/85 for the lands acquired to an extent of Ac.1.05 Cts in RS 340/2 in Vallurupalem H/o North Valluru Village, Thotlavallur Mandal of Krishna District for the purpose of providing house sites to Daliths.
3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs. 91,624/- (Rupees ninety one thousand six hundred and twenty four only) to the District Collector, Krishna towards payment of balance decretal charges in AS No.2706/2001 in OP No.16/85 for the lands acquired to an extent of Ac.1.05 Cts in RS 340/2 in Vallurupalem H/o North Valluru, Village, Thotlavallur Mandal of Krishna District for the purpose of providing house sites to Daliths.
4. The expenditure sanctioned in para (3) above shall be met within the BE.2013-14 and debited to the following Head of Account:
“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.
5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Krishna to comply with the Court orders in AS No.2706/2001 in OP No.16/85.
6. The District Collector, Krishna shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.
7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Special Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad
The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Krishna
Copy to:
The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,
The District Treasury Officer, Krishna District.
Finance (Exp.SW/BG) Department
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER